IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 17975 of 2003

For Approval and Signature:

HON'BLE MR.JUSTICE K.S.JHAVERI

==========

1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

PARESH CHATURDAS PATEL

Versus

KOKILABEN PARESHBHAI PATEL

Appearance:

1. Special Civil Application No. 17975 of 2003

MR PRASHANT DESAI for NANAVATI & NANAVATI for Petitioner No. 1

MR PK JANI for Respondent No. 1

RULE SERVED for Respondent No. 1

CORAM : HON'BLE MR.JUSTICE K.S.JHAVERI

Date of decision: 13/05/2005

ORAL JUDGEMENT

1. The petitioner herein has prayed to transfer the proceedings pending before different Courts to a

competent Court situated in Gandhinagar District.

2. Mr.Desai learned advocate appearing for Nanavaty & Nanavaty for the petitioner has fairly conceded that the petitioner is prepared to attend the Court at Mehsana if all the proceedings pending before different Courts are transferred to the competent Court at Mehsana. He has, however, requested that appropriate directions may be issued to the Court concerned for expediting the hearing of the suit / petitions.

3. I have heard learned counsel for the parties and perused the documents placed on record. In view of the peculiar facts and circumstances of the case, Special Civil Suit No.402 of 2000 and H.M.P. No.113 of 2001 are ordered to be heard expeditiously. The trial Court is directed to hear and dispose of the said suit / petition within a period of six months, if it is already ripe for hearing; otherwise, within a period of one year from the receipt of writ of this order, With the above direction, the petition stands disposed of. Rule is made absolute to the aforesaid extent with no order as to costs.

(K. S. Jhaveri, J.)

pravin/